GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Lands -West Godavari District - Resumption of lands alienated in favour of the Managing Director, Narasapur Agriculture Company Limited, Narasapur and to alienate the same in favour of the farmers who are in present possession and enjoyment on payment of Rs. 1000/- per Acre- Orders - Issued.

REVENUE (ASSGN.II) DEPARTMENT

G.O.Ms. No. 52 Dated:24.01.2019

Read the following:

1. From the District Collector, West Godavari District Roc No. E1/e-268225/2016 Dt. 17.09.2017, 18.5.2018 & 27.05.2018
2. From the C.C.L.A's Ref No. Assgn. II(2)/508/2017 Dt.22.11.2017 & 13.06.2018.

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ORDER :

In the letter 1st read above, the District Collector, West Godavari District has submitted a detailed report stating that the British Government have issued orders vide G.O. MS. No.1673 dated 23.7.1921 in favour of "Narasapur Agricultural Company Limited" which was established in the year 1921 under Companies Act and Patta was issued for 2000 acres for agriculture purpose to meet food requirement by the British Government subject to the certain conditions. Out of the conditions, the condition No. 9 in which mentioned as "in case, the company fails before the whole extent is actually brought under wet cultivation or in case conditions are not fulfilled within the time allowed therein, or if the lands are alienated by way of sale, mortgage or lease in perpetuity or if they cease to be owned by the Company to sale by process of law or otherwise, the land shall revert to Government and the Government shall be entitled to re-enter and take possession of the lands without payment of any compensation for any constructions or other improvements that may have been effected on the lands".

2. The District Collector, West Godavari District has further stated that the Company could not cultivate the land itself and the said Company leased out the land to the share holders for a period of 98 years in the year 1923. The lease holders and the successors have been cultivating the land to till date and cultivating the land on lease basis. In the year 1995, the Government of A.P. issued Pattadar Pass Books and title deeds in favour of Company and to lease holders as tenants to all the lease holders-cum-tenants. In the year 2007, the Govt. A.P. has taken 5.28 acres for the purpose of Indiramma Housing Scheme and paid compensation. The lease holders requested the Company to transfer the owner ship rights to them as they are in the possession since 93 years. As per the condition No. 9 of Assignment Patta, the Company is unable to transfer the ownership rights and kept the matter in the Annual General Meeting (AGM) held on 23.9.2013, in the AGM and all shareholders expressed "No objection" to transfer the ownership rights with the permission of A.P. Government to waive the said Condition No.9. Out of total extent 2000 acres, an extent of 234.16 acres has been acquired by the Government for the purpose of Canals etc., and an extent of 45.00 acres is not being cultivated as it is located within the flood bank of Godavari River near the Sea as it is being affected dye to tides. An extent of 1720.84 acres is being cultivated with wet paddy, the said extent is cultivating by the share holders of the Company.

P.T.O

3. The District Collector, West Godavari District has requested to issue necessary orders to consider the request of the leaseholders to waive the condition No.9 of G.O. MS. No. 1673 dated 23.7.1921 and also to accord permission for conducting detailed enjoyment Survey by forming teams to ascertain the possession of the present enjoyers of the "Narasapur Agriculture Company Limited, Narasapur" on ground for the entire extent of 1760.51 acres for taking necessary action in the matter.

4. In the letter 2nd read above, **t**he Special CS&CCLA, A.P. has stated that the Sub-Collector, Narasapur has conducted enjoyment survey and reported that an extent of 1754.49 acres to be cultivated land, originally, an extent of 2000.00 acres was assigned to Narasapur Agriculture Company Limited, as per RSR, an extent of 1916.54 acres of land was in possession of the said company, later, Patta was granted only for an extent of 1815.17 acres of land in 1937 and an extent of 101.37 acres comes under Puntha, bodi etc.,

5. The Spl. C.S. & CCLA, A.P. has further submitted that the District Collector, West Godavari District while submitting the connected records has stated that the Narasapur Agriculture Company was incorporated under Indian Companies Act, 1913 in the year 1920–21. The Company was brought as per the Indian Companies Act, 1956; suitable amendments were made to various articles of the Company. Consequent to the commencement of Companies (Amendment) Act, 2000, the authorized share capital of the Company was raised from Rs. 50,000/- to Rs. 5,00,000/-. In the extraordinary general body meeting of the company held on 28.10.2002, the authorized share capital of the company was raised from Rs. 5,00,000/- to Rs. 5,50,000/-. The accounts of the company were audited up to March/2017 and various activities of the company were carried out as per the Indian Companies Act, 2013.

6. The Spl. C.S. & CCLA, A.P. has further stated that the District Collector has reported the following that out of Ac. 1815.17 Cts of land for which Patta was granted only Ac. 1754.49 Cts of land is under the possession of the farmers and the remaining Ac. 60.68 cts of land comes under the category of Punta, Murugu Bodi, company tank and house sites. The breakup of ryoths who are having different extents as per the records of the Company, the particulars are as follows:

No of farmers	**Total Extent Acs-Cts**	**Extent**				**TOTAL**	**Caste**			**BPL**	**APL**	**Total**
		Below 1 acre	**Ac. 1 to 2.5**	**Ac. 2.50 to 5.00**	**Above 5.00 acres**		**OC**	**BC**	**SC**			
1485	1754.49	754	609	102	20	1485	717	739	29	1465	20	1485

7. The Spl. C.S. & CCLA, A.P. has requested the Government to take a decision on the request of the Managing Director, Narasapur Agriculture Company Limited to waive the condition No.9 of G.O. MS. No. 1673 dated 23.7.1921 issued by the British Government as the issue involves the huge extent of Land which is mainly under the possession and enjoyment of small and marginal farmers.

Contnd..3

8. Government after careful examination, herby order for resumption of lands alienated in favour of the Managing Director, Narasapur Agriculture Company Limited, Narasapur and to alienate the same in favour of the farmers who are in present possession and enjoyment on payment of Rs. 1000/- per Acre.

9. The Special C.S. & Chief Commissioner of Land Administration, A.P., and the District Collector, West Godavari shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.MANMOHAN SINGH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The District Collector, West Godavari District
The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Vijayawada.
Copy to:
The PS to Spl. Chief Secretary to Hon'ble C.M.
The OSD to Hon'ble Dy.C.M.(Rev.)
The PS to Chief Secretary.
The PS to Spl. C.S. Revenue (lands) Dept.,
The G.A.(Cabinet) Department (w.r.t U.O.No.72/2019, dated.22.01.2019)

//FORWARDED:BY ORDER//

SECTION OFFICER